PTO/SB/21 (09-04) Approved for use through 07/31/2006, OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/802,378 TRANSMITTAL Filing Date 3/17/04 **FORM** First Named Inventor Krick et al. Art Unit 3749 **Examiner Name** Joyce, Harold (to be used for all correspondence after initial filing) Attorney Docket Number 111548-136408 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) 1 Petition Amendment/Reply Petition to Convert to a Proprietary Information After Final **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Identify **Terminal Disclaimer** below): Extension of Time Request Return Receipt Postcard Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Schwabe, Williamson & Wyatt, P.C. Signature Printed name Mark C. McClure Date Reg. No. 12/29/04 53.857 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: Signature

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Christine Hurdle

Typed or printed name

Date

12/29/04



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application for:

KRICK, DAVID T., ET AL

Application No.: 10/802,378

Filed: March 17, 2004

For: Air Grate

Mail Stop Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450 Examiner: Joyce, Harold

Art Group: 3749

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ignature Date: 12/29/04

RESPONSE TO OFFICE ACTION

Dear Sir:

In response to the Office Action mailed October 01, 2004, Applicant respectfully requests reconsideration of the captioned application in view of the remarks to follow.

Amendment to the claims begins on page 2 of this paper

Remarks begin on page 7 of this paper.